

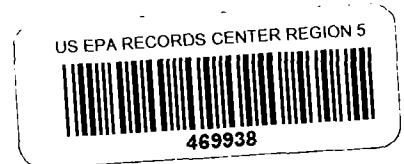
WARNER NORCROSS & JUDD LLP

ATTORNEYS AT LAW

900 OLD KENT BUILDING
111 LYON STREET, N.W.
GRAND RAPIDS, MICHIGAN 49503-2487
TELEPHONE (616) 752-2000
FAX (616) 752-2500

MELVIN G. MOSELEY, JR.

(616) 752-2177
moselemg@wnj.com



June 23, 1999

VIA FACSIMILE

Mr. Frank Biros
U.S. Department of Justice
Environmental and Natural Resource Division
P.O. Box 7611
Ben Franklin Station
Washington, D.C. 20530

Re: United States of America v. City of Albion et al.

Dear Frank:

Following up on my telephone conversation with you last week, I have still not seen any pleadings filed in the above-referenced matter asking the Court to enter the Consent Decree following the conclusion of the comment period. As you know, Notice of Lodging of the Consent Decree was filed on or about Wednesday, April 21, 1999, and the comment period of 30 days ended on May 21, or over 2 months ago. Accordingly, I see no reason why the pleadings asking the Court to enter the Consent Decree have not been filed. I request that you promptly file the pleadings in this matter asking the Court to enter the Consent Decree, and if there is a problem with doing this by the end of the week please let me know at once.

Very truly yours,


Melvin G. Moseley, Jr.

MGM/dlp

Enc.

Via Facsimile:

cc: Connie Puchalski
Charles Denton
Michael L. Caldwell
Philip Moilanen

E.1
06/23/99**WARNER NORCROSS & JUDD LLP****ATTORNEYS AT LAW****900 Old Kent Building****111 Lyon Street, N.W.****Grand Rapids, Michigan 49503-2487****Main Switchboard
(616) 752-2000****Fax Numbers
(616) 752-2500
(616) 752-2501****Fax Operator
(616) 752-2240**

Fax Cover Sheet**Date:** June 23, 1999 **Pages:** 2, including this cover sheet.**To:** Michael L. Caldwell **Fax Number:** (248) 851-0100

Fink Zausmer

Telephone: (810) 851-4111**To:** Charles Denton **Fax Number:** (616) 338-7000

Varnum Riddering Schmidt & Howlett

Telephone: (616) 336-6000**To:** Frank Biros **Fax Number:** (202) 616-6584

U.S. Dept. of Justice

Telephone: (202) 616-6552**To:** Philip Moilanen **Fax Number:** (517) 788-8507 ✓

Bullen, Moilanen, Klaasen & Swan

Telephone: (517) 788-8500**To:** Ms. Connie Puchalski **Fax Number:** (312) 886-0747

U.S. EPA Region 5

Telephone: (312) 886-6719**From:** Melvin G. Moseley, Jr.**Direct Dial:** (616) 752-2177

Warner Norcross & Judd LLP

Remarks:

Confidentiality Notice The attached information is intended ONLY for the named addressee. It may contain confidential or privileged communications. If you receive this fax in error, you are requested to destroy it and contact the sender.

61419.61419

jme